

Remarks/Arguments

Prior to the present amendment, claims 119-126 and 129-136 were pending in this application. Claims 1-118 and 127-128 were previously canceled without prejudice or disclaimer. Claims 119-123 are canceled herewith without prejudice or disclaimer. Claims 124-126 and 129-136 are pending in the instant application. Applicants expressly reserve the right to pursue any canceled matter in subsequent continuation, divisional or continuation-in-part applications.

Applicant thanks the Examiner for the courteous telephone conversation on November 30, 2004, wherein the Examiner noted that the present application would be in condition for allowance if claims 119-123 directed to a polypeptide which is an immunosuppressor were cancelled. Applicant thanks the Examiner for his suggestions. Without acquiescing to the Examiner's allegation and solely for the purpose of advancing the prosecution of the present application, Applicant cancels herewith claims 119-123 without prejudice or disclaimer. The foregoing amendment to the claims does not add new matter. Entry of this amendment is respectfully requested.

The present application is now believed to be in *prima facie* condition for allowance, and allowance of the application is respectfully solicited.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to **Deposit Account No. 08-1641 (Attorney Docket No.: 39780-2730P1C37)**. Please direct any calls in connection with this application to the undersigned at the number provided below.

Respectfully submitted,

Date: December 1, 2004

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